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December 20, 2011

VIA ELECTRONIC FILING

Hon. Maria-Elena James, CMJ
United States Court House
Courtroom B- 15th Floor
450 Golden Gate Avenue
San Francisco, CA 94102

Re: Canadian National Railway Company v. Phoenix Logistics, Inc.
Case No. cv-11-4589 (MEJ)
Our File #0489.13104

Dear Judge Elena-James:

This firm represents the plaintiff Canadian National Railway in the above captioned matter. The Initial Case Management Conference is scheduled for December 29, 2011. Since chambers will be closed that day and since we today have filed a Notice of Default in this action, we request that the Initial Scheduling Conference be adjourned to February 2, 2012 at 10:00 a.m.

We appreciate your consideration of this request.

Respectfully,

CAPEHART & SCATCHARD, P.A.
s/ John K. Fiorilla

John K. Fiorilla

Dated: 12/20/11

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